

**Posted – March 28, 2012**

**REGULAR MEETING APRIL 2, 2012**

**TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND**

**The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, April 2, 2012 at 7:00 P.M. (Budget – 6:00 PM) at the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.**

**Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.**

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**RECONSIDERATION**

**The Middletown Town Council follows the codification of present-day general parliamentary law as articulated in Robert's Rules of Order Newly Revised 10th edition (2000), together with whatever rules of order the Council has adopted for its own governance. The motion to**

**reconsider is one of the motions that can bring a question again before an assembly, and is designed to bring back for further consideration a motion which has already been voted on:**

**If, in the same session that a motion has been voted on, but no later than the same day or the next day on which a business meeting is held, new information or a changed situation makes it appear that a different result might reflect the true will of the assembly, a member who voted with the prevailing side can, by moving to Reconsider [RONR (10th ed.), p. 304-321] the vote, propose that the question shall come before the assembly again as if it had not previously been considered. (From Robert's Rules of Order Newly Revised In Brief, Robert, Evans et al., De Capo Press, 2004)**

## **BUDGET**

- 1. Receipt of Town of Middletown proposed budgets and Capital Improvement Plan, Fiscal Year 2012-2013.**
- 2. Review of FY 2012–2013 Proposed Budgets – General Fund Revenues, Debt Service, Non-department Specific, Support Services and matters related thereto**

## **PUBLIC FORUM SESSION**

**3. Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the Council Clerk prior to the start of the meeting.**

## **CONSENT**

**4. Approval of Minutes – Regular Meeting, March 19, 2012.**

**5. Communication of Susan S. Erstling, Ph.D., LICSW, Board Chair, Lucy's Hearth, re: Appreciation for Civic Support and status report.**

**6. Communication of Kevin Flynn, Associate Director, Department of Administration, Division of Planning, with enclosures, re: Transportation Improvement Program (TIP) FFY 2013-2016.**

**7. Communication of Alicia M. Good, P.E., Assistant Director, Office of Water Resources, RIDEM, with enclosure, re: 2012 Clean Watersheds Needs Survey.**

**8. Continued from Regular Meeting, March 19, 2012**

**Continued from Regular Meeting, March 5, 2012**

**Memorandum of Town Administrator, with enclosures, re: Second Beach Equipment Rental Concession. (Administration requests to continue this item to the next regular meeting of the Council)**

**9. Continued from Regular Meeting, March 19, 2012**

**Continued from Regular Meeting, March 5, 2012**

**Resolution of the Council, re: Second Beach Equipment Rental Concession.**

**(Administration requests to continue this item to the next regular meeting of the Council)**

**10. Communication of Council President Solomon, City of Providence, with enclosure, re: Requesting support of H-7450 “An Act Relating to Towns and Cities – State Aid”, Municipal services pro rata reimbursement.**

**11. Resolutions from Rhode Island Cities and Towns, re: Requesting support for H7250 & S2532 mandating expired teacher contracts must continue at the existing terms and conditions, Requesting support in opposition to H7617, H7618, H7619, H7620 “Acts Relating to Labor and Labor Relations, Requesting support for increasing number of**

**voters per voting precinct, and Requesting support for S2158, H7272 and H7863 moving the teacher layoff notice deadline from March 1st to June 1st and Requesting support in opposition to Governor Chafee's proposed 2% increase in the meals and beverage tax. (See Attached list)**

**12. Applications four (4) from the following named persons, firms or corporations for Special Event Permits. (See Attached List)**

**13. Applications received from the following named persons, firms and corporations for RENEWAL of Holiday Sales Licenses for the 2012-2013 licensing year. (See Attached List)**

## **LICENSE & PERMITS**

**14. Application of Youssef El Mabtoul dba Town Mart, 390 West Main Road, for a Holiday Sales License for the 2012-2013 licensing year. (NEW)**

**15. Application of GoWireless, Inc. #0700, 883 West Main Road, for a Holiday Sales License for the 2012-2013 licensing year. (NEW)**

## **PUBLIC HEARINGS**

### **16. Public Hearing (Advertised)**

**An Ordinance of the Town of Middletown (Second Reading)**

**An Ordinance in amendment to the Town Code of the Town of Middletown, Chapter 152, The Zoning Code, Article 12 Signs, Sections 1202, 1203, 1208, 1209, 1210, 1211, 1212 and 1213. (Planning Board recommendation attached)**

## **OTHER COMMUNICATIONS**

**17. Representative John G. Edwards, IV, re: Requesting a resolution in support of House Bill H-7036, which would prevent a toll from being charged for the use of the Sakonnet River Bridge.**

**18. Communication of Tina Dolen, Executive Director, Aquidneck Island Planning Commission, re: Update concerning AIPC initiatives and regional projects.**

**19. Continued from Regular Meeting, March 19, 2012**

**Communication of Lisa Wagenbach, Volunteer/Activist, for Surfrider Foundation Rhode Island Chapter, Narragansett, re: Request Middletown to Ban single use plastic bags.**

**20. Memorandum of Karen DiMattia, Middletown, re: Outside Burning-Fire Protection Regulation 91.12.**

## **COMMUNICATIONS OF TOWN COUNCIL**

**21. Communication of Councillor Semonelli, re: Proposed Beach Pavilion.**

**22. Communication of Councillor VonVillas, with enclosure, re: Referenda Questions.**

## **COMMUNICATIONS OF TOWN ADMINISTRATOR**

**23. Memorandum of Town Administrator, with enclosure, re: Appointment to Aquidneck Island Partnership.**

## **APPOINTMENTS TO BOARDS & COMMITTEES**

**24. Appointment of one (1) resident for the Park Steward Program, for a two year term.**

**25. Appointment of one (1) member to the Substance Abuse Prevention Task Force for a term expiring March 2015.**

## **EXECUTIVE SESSION**

**26. Pursuant to provisions of RIGL, Sections 42-46-2, 42-46-4 and 42-26-5 (a) (2) Collective Bargaining (Town Hall).**

**Wendy J.W. Marshall, CMC**

**Town Clerk**

**This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.**